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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

BOBBY SHANE CHARLTON,  
Plaintiff,

No. 6:09-cv-1246-TC  
O R D E R

vs.

OREGON DEPARTMENT OF CORRECTIONS,  
et al.,

Defendants.

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AIKEN, Chief Judge:

Magistrate Judge Coffin filed his Findings and Recommendation on April 8, 2014. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). When a party objects to any portion of the Magistrate's Findings

and Recommendation, the district court must make a de novo determination of that portion of the Magistrate's report. 28 U.S.C. § 636(b)(1)(B); McDonnell Douglas Corp. v. Commodore Business Machines, 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982).

Plaintiff filed objections (doc. 136) to the Findings and Recommendation. Defendants declined to file any response. I have, therefore, given the file of this case a de novo review. I ADOPT the Magistrate's Findings and Recommendation (doc. 133) and grant defendants' supplemental motion to dismiss plaintiff's claim with prejudice.

IT IS SO ORDERED.

Dated this 13 day of May 2014.



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Ann Aiken  
United States District Judge